

The law in British Columbia says that for a legal document that was made in a jurisdiction other than BC to be deemed a **Representation Agreement Section 9 and effective in BC**, it must be accompanied by a Certificate of Extrajurisdictional Solicitor (see below). The Certificate must be completed by a solicitor/lawyer in the other jurisdiction. They certify that the document authorizes a person to assist an adult or to make decisions on an adult's behalf with respect to personal care or health care.

This information is provided by the Nidus Personal Planning Resource Centre – [www.nidus.ca](http://www.nidus.ca). Nidus is a non-profit charitable organization and resource to the public, professionals and institutions. Nidus has formatted this legal form as other Certificates, to make it more accessible. This form is also at Representation Agreement Regulation [Schedule](#).

**Form 5**  
**CERTIFICATE OF EXTRAJURISDICTIONAL SOLICITOR**  
*(made under section 9 (4) of the Representation Agreement Regulation)*

*[to be completed by a solicitor in the jurisdiction in which an extrajurisdictional representation agreement was made]*

**Part 1 – Identification of solicitor**

**1** This certificate applies to the instrument made on \_\_\_\_\_  
[date (month, dd, yyyy)]

by \_\_\_\_\_  
[name of adult (first, middle, last)]

authorizing \_\_\_\_\_  
[name of person or persons]

\_\_\_\_\_

to do the following: \_\_\_\_\_  
[summary of the powers the person, or each person, is granted]

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_.

**2** I am lawfully entitled to practise law in \_\_\_\_\_.  
[province or state, if applicable, and country]

**3** My contact information is as follows:

[name (of solicitor)]	
[telephone number (incl. country/area code)]	[e-mail (optional)]
[address, city, province or state, postal code or zip code]	

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Form 5 Certificate of Extrajurisdictional Solicitor for Representation Agreement Continued...

**4** The regulatory body that governs the practice of law in my jurisdiction is

[name (of regulatory body)]
[telephone number (incl. country/area code)]
[address, city, province or state, postal code or zip code]

**Part 2 – Certifications made by solicitor**

**1** I certify that

- (a) the instrument described in Part 1 of this certificate authorizes a person to assist the maker of the instrument to make decisions, or to make decisions on behalf of the maker of the instrument, respecting personal care or health care,
- (b) at the time of making the instrument, the adult who made it was to the best of my knowledge ordinarily a resident of

[province or state, if applicable, and country]
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and that jurisdiction is

- i. outside British Columbia but within Canada\*, or
- ii. within the United States of America, the United Kingdom of Great Britain and Northern Ireland, Australia or New Zealand, and
- (c) the instrument was validly made according to the laws of the jurisdiction in which
  - i. the adult who made the instrument was ordinarily resident, and
  - ii. the instrument was made.

[signature of solicitor]	[date (month, dd, yyyy)]
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*\* Note: As outlined in the Representation Agreement Regulation, an agreement made under Part 1 or 2 of Schedule A of the Adult Protection and Decision-Making Act (Yukon) cannot be deemed a Representation Agreement Section 9 or effective in BC. This Certificate would not apply to such a document.*